



INDIANA UTILITY REGULATORY COMMISSION
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FILED

APR 18 2005

**EMERGENCY PETITION FOR COMMISSION
INVESTIGATION OF SOUTH HAVEN SEWER
WORKS, INC'S ABILITY TO RENDER
SERVICE WITHIN ITS CERTIFICATED
TERRITORY**

**RESPONDENT: SOUTH HAVEN SEWER
WORKS, INC.**

INDIANA UTILITY
REGULATORY COMMISSION

CAUSE NO. 42778

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On March 31, 2005, Margaret, Dale, John and Ed Froberg and SW Developers, LLC ("Petitioners") filed an unopposed *Joint Motion for Amendment to Procedural Schedule* ("Motion") in the above captioned Cause. In their Motion the Petitioners request a thirty (30) day extension of the procedural schedule.

The Presiding Officers having reviewed the information contained in the Motion, and being duly advised in the premises, hereby GRANT the Motion and revise the procedural schedule as follows:

1. **Petitioners' Prefiling Date.** The Petitioners should prefile their prepared testimony and exhibits constituting their case-in-chief on or before May 2, 2005. Copies of same should be served upon all parties of record.

2. **Respondent's and Intervenors Prefiling Date.** The Respondent and any Intervenors should prefile its prepared testimony and exhibits constituting its case-in-chief on or before June 24, 2005. Copies of same should be served upon all parties of record.


3. **Public's Prefiling Date.** Public should prefile with the Commission the prepared testimony and exhibits constituting their respective cases-in-chief on or before July 6, 2005. Copies of same should be served upon all parties of record.

4. **Petitioner's Rebuttal Testimony and Respondent's Reply to Public's Testimony.** The Petitioner should prefile with the Commission its prepared rebuttal testimony and Respondent should file its response to the Public's case-in-chief on or before July 11, 2005. Copies of same should be served upon all parties of record.

5. **Evidentiary Hearing on the Parties' Cases-In-Chief.** The evidentiary hearing in this cause is now continued from June 16, 2005 to August 2, 2005 commencing at 10:00 a.m. in Room E-306 of the Indiana Government Center South, Indianapolis, Indiana. At such time, the direct evidence of the respective parties should be presented and their respective witnesses examined. Thereafter, Petitioner should present its prefiled rebuttal evidence as well as any additional evidence rebutting evidence adduced on cross-examination of Public's or Intervenors' witnesses.

7. **Discovery.** Discovery is available for all parties and should be conducted on an informal basis. Any response or objection to a discovery request should be made within ten (10) business days of the receipt of such request. After June 24, 2005, discovery shall be responded to within four (4) calendar days.

IT IS SO ORDERED.



Larry S. Landis, Commissioner



Abby R. Gray, Administrative Law Judge

Dated: April 18, 2005